

Resolution No 2009-11

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HAWTHORNE, FLORIDA TO AMEND THE SCHEDULE OF FEES AND CHARGES FOR MATTERS PERTAINING TO THE CITY'S COMPREHENSIVE PLAN AND LAND DEVELOPMENT REGULATIONS; RE-ESTABLISHING DEADLINE DATES FOR ACCEPTANCE OF APPLICATIONS FOR REGULAR AMENDMENTS TO THE CITY'S COMPREHENSIVE PLAN; PROVIDING SEVERABILITY; REPEALING ALL RESOLUTIONS IN CONFLICT AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City has adopted a Comprehensive Plan and Land Development Regulations pursuant to the Local Government Comprehensive Planning and Land Development Regulation Act, Sections 163.3161 through 163.3215, Florida Statutes and desires to establish dates for acceptance of regular amendments to the Plan;

WHEREAS, it is the intent of the City that the City shall not be required to bear the cost of petitions, appeals or applications under the Comprehensive Plan or Land Development Regulations; and

WHEREAS, the fees and charges herein set out represent the cost of legal advertising, postage, clerical, filing and other costs involved in the processing of petitions, appeals or applications.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HAWTHORNE, FLORIDA:

1. Until the applicable fees and charges set forth below have been paid in full, unless provided herein to the contrary, no action of any type or kind shall be taken on a petition, appeal or application.
2. The first day of April is the last day for acceptance of completed applications for amendments to the City's Comprehensive Plan to be processed during the second cycle of a calendar year. The first day of September shall be the last day for acceptance of completed applications for amendments to the City's Comprehensive Plan to be processed during the first cycle of the following calendar year. Incomplete applications shall be carried over to the next cycle.
3. The following fees are hereby established:

A. For an application to amend the Future Land Use Map of the Comprehensive Plan on:

Less than or equal to 10 acres.....	\$1,200
Greater than 10 acres.....	\$2,500
To amend the text of the Comprehensive Plan.....	\$2,500

Note: In cases where there are multiple property owners for contiguous properties, one application including all contiguous properties may be filed with the City and only one fee will be assessed.

B. For Land Development Regulations. An application:

To amend the Official Zoning Atlas of the Land Development Regulations for applications encompassing lands less than 10 acres (except PUD).....	\$1,200
As above for applications encompassing lands greater than 10 acres (except PUD).....	\$2,100
As above for PUD applications.....	\$3000
To amend the text of the Land Development Regulations involving permitted, conditional or prohibited uses.....	\$2,100
To amend the text of the Land Development Regulations not involving permitted, conditional or prohibited uses.....	\$1,200

Note: In cases where there are multiple property owners for contiguous properties, one application including all contiguous properties may be filed with the City and only one fee will be assessed.

C. An appeal to the Board of Adjustment for:

Special Exception for a home occupation or child care facility.....	\$200
Special Exception (other than home occupation).....	\$500
Variance	\$300
Change in a non-conforming use.....	\$800
Interpretation.....	\$100

D. An application for subdivision plat approval as defined in Section 2.1 of the City's Land Development Regulations for:

Major Subdivision (less than 10 acres):

Preliminary Plat Filing Fee.....	\$300
Construction Plan Fee.....	\$300
Final Plat Fee.....	\$300
Development Agreement.....	\$250

Major Subdivision (10 acres or greater):

Preliminary Plat Filing Fee.....	\$500
Construction Plan Fee.....	\$500
Final Plat Fee.....	\$500
Development Agreement.....	\$250

Minor Subdivision.....	\$500
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E. An application for:

Certificate of appropriateness.....	\$250
A special permit for land and water fills, dredging, excavation and mining.....	\$500
A special permit to construct a bulkhead, dock, pier, wharf or similar structure.....	\$500
A special permit for essential services.....	\$500
Site and development plan approval.....	\$300+ \$10 per acre
A special temporary use permit	\$100
A sign permit.....	\$50
A certificate of Land Development Regulation Compliance.....	\$50
A Zoning Certification.....	\$25
A certificate of Concurrency Compliance.....	\$200
Application for vested rights.....	\$800
Application to vacate/annul plats.....	\$500
General Development Agreement, less than 10 acres.....	\$500
General Development Agreement, greater than 10 acres.....	\$1000

F. Application for Voluntary Annexation:

Preparation of the Urban Services Report and Ordinance approving same.....	\$300
Preparation and consideration of an annexation ordinance	
For parcels of land of 10 acres or less.....	\$250
For parcels of land greater than 10 acres.....	\$500

Note: All applications for annexation shall be required to contain properties which are contiguous to each other, as well as meeting the requirements of Chapter 171, Florida Statutes. In cases where there are multiple property owners for contiguous properties, one application including all contiguous properties may be filed with the City and only one fee will be assessed.

The Commission may, on an individual case-by-case basis, waive or reduce the fees for an annexation and the associated comprehensive plan amendment and rezoning upon a finding that it is in the best interest of the City to encourage the annexation. Staff shall present the request for such a waiver or reduction, citing the reasons why encouraging the annexation is in the City's best interest.

4. This schedule of fees and charges shall be posted in the Office of the Land Development Regulation Administrator.
5. Fees paid are non-returnable.
6. If any provision or portion of this resolution is declared by any court of competent jurisdiction to be void, unconstitutional or unenforceable, then all remaining provisions and portions of this

resolution shall remain in full forces and effect. All existing fees or charges related to petitions, appeals or applications under the Comprehensive Plan or Land Development Regulations in conflict with this resolution are hereby repealed to the extent of such conflict.

7. All resolutions or parts of resolutions in conflict herewith are, to the extent of such conflict, hereby repealed.
8. This resolution is adopted pursuant to the authority granted by the City's Land Development Regulations, as amended.
9. This resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED this ____ day of _____ 20__.

CITY COMMISSION OF THE
CITY OF HAWTHORNE, FLORIDA

DeLoris Roberts
Mayor

ATTEST:

Donna Mayes
City Clerk